

<i>Examiner-Initiated Interview Summary</i>	Application No.	Applicant(s)	
	10/782,683	RUSSELL ET AL.	
	Examiner	Art Unit	
	BERNARD KRASNIC	2624	

  

All Participants:

(1) Bernard Krasnic (Examiner).

(2) Mr. Derek Benke (Reg. No. 56,944).

Date of Interview: 12 February 2009

Type of Interview:

☒ Telephonic

☐ Video Conference

☐ Personal (Copy given to: ☐ Applicant ☐ Applicant's representative)

Exhibit Shown or Demonstrated: ☐ Yes ☒ No

If Yes, provide a brief description: \_\_\_\_\_

Part I.

Rejection(s) discussed:

  

Claims discussed:

Claim 9

  

Prior art documents discussed:

  

Part II.

SUBSTANCE OF INTERVIEW DESCRIBING THE GENERAL NATURE OF WHAT WAS DISCUSSED:

See Continuation Sheet

  

Part III.

☒ It is not necessary for applicant to provide a separate record of the substance of the interview, since the interview directly resulted in the allowance of the application. The examiner will provide a written summary of the substance of the interview in the Notice of Allowability.

☐ It is not necessary for applicant to provide a separate record of the substance of the interview, since the interview did not result in resolution of all issues. A brief summary by the examiner appears in Part II above.

  

/Bernard Krasnic/  
Examiner, Art Unit 2624

Status of Application: \_\_\_\_\_

(3) \_\_\_\_\_.

(4) \_\_\_\_\_.

Time: 11:30am

  

(Applicant/Applicant's Representative Signature – if appropriate)

Continuation of Substance of Interview including description of the general nature of what was discussed: The Examiner initiated a call to the Applicant's attorney, Mr. Benke, in order to offer an Examiners Amendment to expedite prosecution. The Examiner suggested including a "tied to" apparatus limitation in the body of the method claim 9 in order to satisfy the 35 U.S.C. 101 issue [In re Bilski decision] where a method claim needs to be "tied to" an apparatus. Mr. Benke after contacting his Applicant emailed a proposal to the Examiner which is attached to this interview summary. The Examiner agreed to these amendments.